



## UNITED STATES PATENT AND TRADEMARK OFFICE

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APPLICATION NUMBER	FILING OR 37(c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/796,337	03/08/2004	Jeffrey Luhnnow	36657-01201

27171

MILBANK, TWEED, HADLEY & MCCLOY LLP  
 1 CHASE MANHATTAN PLAZA  
 NEW YORK, NY 10005-1413

CONFIRMATION NO. 2008

## FORMALITIES LETTER



\*OC000000012779362\*

Date Mailed: 05/26/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is \$130 for a Large Entity

- \$130 Late oath or declaration Surcharge.

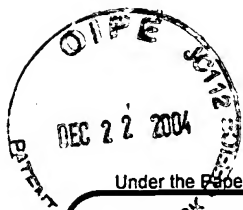
Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

12/27/2004 MAHMED1 00000071 10796337

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130.00 OP

*A copy of this notice **MUST** be returned with the reply.*



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# FEE TRANSMITTAL for FY 2005

Effective 10/01/2004. Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$ ) 2,290.00

## Complete if Known

Application Number	10/796,337
Filing Date	March 8, 2004
First Named Inventor	Jeffrey Luhnow
Examiner Name	Unknown
Art Unit	2125
Attorney Docket No.	36657-01201

## METHOD OF PAYMENT (check all that apply)

☒ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None

☐ Deposit Account:

Deposit Account Number 13-3250

Deposit Account Name Milbank, Tweed

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments

☐ Charge any additional fee(s) or any underpayment of fee(s)

☐ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.

## FEE CALCULATION

### 1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	790	2001	395	Utility filing fee	
1002	350	2002	175	Design filing fee	
1003	550	2003	275	Plant filing fee	
1004	790	2004	395	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	

SUBTOTAL (1) (\$ ) 0

### 2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

		Extra Claims		Fee from below		Fee Paid
Total Claims		-20** =		X		
Independent Claims		-3** =		X		
Multiple Dependent						

Large Entity		Small Entity		Fee Description
Fee Code	Fee (\$)	Fee Code	Fee (\$)	
1202	18	2202	9	Claims in excess of 20
1201	88	2201	44	Independent claims in excess of 3
1203	300	2203	150	Multiple dependent claim, if not paid
1204	88	2204	44	** Reissue independent claims over original patent
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ ) 0

\*\*or number previously paid, if greater; For Reissues, see above

## FEE CALCULATION (continued)

### 3. ADDITIONAL FEES

Large Entity Small Entity

Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
1051	130	2051	65	Surcharge - late filing fee or oath	130.00
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	430	2252	215	Extension for reply within second month	
1253	980	2253	490	Extension for reply within third month	
1254	1,530	2254	765	Extension for reply within fourth month	
1255	2,060	2255	1,040	Extension for reply within fifth month	2,160.00
1401	340	2401	170	Notice of Appeal	
1402	340	2402	170	Filing a brief in support of an appeal	
1403	300	2403	150	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,370	2453	685	Petition to revive - unintentional	
1501	1,370	2501	685	Utility issue fee (or reissue)	
1502	490	2502	245	Design issue fee	
1503	660	2503	330	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17(q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	790	2809	395	Filing a submission after final rejection (37 CFR 1.129(a))	
1810	790	2810	395	For each additional invention to be examined (37 CFR 1.129(b))	
1801	790	2801	395	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify)

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ ) 2,290.00

## SUBMITTED BY

Name (Print/Type)	Chris L. Holm	Registration No. (Attorney/Agent)	39,227	Telephone	212-530-5000
Signature		Date	December 22, 2004		

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.



Appl. No. 10/796,337  
Docket No. 36657-01201

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**Appl. No.** : 10/796,337  
**Applicants** : Luhnnow, Jeffrey  
**Filed** : March 8, 2004  
**TC/A.U.** : 2125  
**Examiner** : Unknown  
  
**Docket No.** : 36657-01201  
**Customer No.** : 27171  
**Title** : *Look-Up Table Method For Custom Fitting Of Apparel*

CERTIFICATE OF MAILING

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450  
Mail Stop: Missing Parts

I hereby certify that this:

Response to Notice to File Missing Parts of Nonprovisional Application; Declaration; Copy of Notice to File Missing Parts of Nonprovisional Application; Petition for Extension of Time (five months); Fee Transmittal; Check in the amount of \$2,290.00; and return receipt postcard.

are being deposited with the United States Postal Service via First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Mail Stop Missing Parts, Alexandria, Virginia, 22313-1450 on:

December 22, 2004

By:

  
Anthony Axant

Milbank, Tweed, Hadley & McCloy LLP  
One Chase Manhattan Plaza  
New York, New York 10005



Appl. No. 10/796,337  
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Title : *Look-Up Table Method For Custom Fitting Of Apparel*

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF  
NONPROVISIONAL APPLICATION UNDER 37 CFR 1.53(b)**

Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450  
Mail Stop: Missing Parts

Sir:

In response to the Notice to File Missing Parts of Nonprovisional Application Under 37 CFR 1.53(b) mailed May 26, 2004, applicants submit herewith a two-page executed Declaration/Power of Attorney, and a copy of the Notification.

Also, at this time, we ask for an extension of time (five months). A check in the amount of \$2,290.00 for the extension fee (\$2,160.00) as well as the surcharge (\$130.00) is included herewith. The Commissioner is hereby authorized to charge Milbank's deposit account number 13-3250, order number 36657-01201, should additional fees be necessary in connection with this paper. A duplicate copy of this paper is attached.

Respectfully submitted,

Milbank, Tweed, Hadley & McCloy LLP

Chris L. Holm  
Reg. No.: 39,227

December 22, 2004

Milbank Tweed Hadley & McCloy LLP  
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